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T 041085

TOR:010642Z JUL 76

Iran

NY Summer Session

R 010326Z JUL 76
FM AMEMBASSY JAKARTA
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C O N F I D E N T I A L JAKARTA 8643

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: LOS-IRAN

1. SUMMARY. IRAN SEEMS HEADED IN DIRECTION OF ACQUIESCING
IN UNIMPEDED PASSAGE OF STRAITS, BUT IS TAKING HARD LINE ON
DEEP SEABEDS. END SUMMARY.

2. AT LUNCHEON JUNE 29 WITH IRANIAN FONOFF LEGAL ADVISER
AND HEAD OF LOS DEL KAZEMI, ACCOMPANIED BY BAVAND, DEPT ASST
LEGAL ADVISOR AND LOS REP OXMAN AND RADM MORRIS REVIEWED
MAJOR OUTSTANDING ISSUES IN LOS CONFERENCE.

3. STRAITS: KAZEMI SEEMED ALL BUT RECONCILED TO LOS
CONFERENCE AGREEMENT TO UNIMPEDED PASSAGE OF STRAITS AS PART
OF OVERALL PACKAGE, AND BAVAND PREVIOUSLY NOTED LOW-KEY
NATURE OF IRANIAN OPPOSITION, KAZEMI SHOWED GREAT INTEREST
IN ARGUMENTS REGARDING IRAN'S LINES OF COMMUNICATIONS TO
FAR EAST AND TO SUEZ, AND SEEMED TO AGREE THAT SUCCESS OF
IRANIAN DEVELOPMENT PLANS WOULD MAKE THESE ALL THE MORE VITAL
FOR ECONOMIC AND STRATEGIC REASONS. HE ALSO ACKNOWLEDGED
THAT ROUTES THROUGH HORMUZ RUN THROUGH OMANI CLAIMED WATERS.
AT SAME TIME, BAVAND AND TO SOME EXTENT KAZEMI, NOTED IRAN'S
EXISTING SECURITY CONCERNS IN PERSIAN GULF (AN APPARENT RPT
APPARENT REFERENCE TO DESIRE TO EXCLUDE FOREIGN WARSHIPS), AND
NEED TO BALANCE THESE INTERESTS.

4. DEEP SEABEDS: KAZEMI SAID REVISED SNT DESTROYED THE
DREAM OF THE COMMON HERITAGE OF MANKIND. IT GAVE THE
INDUSTRIAL STATES 50 PERCENT OF THE DEEP SEABEDS, AND NO
ASSURANCE THAT THE INTERNATIONAL COMMUNITY (I.E. THE
ENTERPRISE) COULD EVER EXPLOIT THE OTHER 50 PERCENT. WE
EXPLAINED THE ADVANTAGES OF THE SYSTEM TO IRAN, WHICH MIGHT
WISH TO ENTER DEEP SEABED MINING AT SOME POINT. KAZEMI
ACKNOWLEDGED THIS, BUT RETURNED TO COMMON HERITAGE THEME.

C O N F I D E N T I A L

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HE SAID AUTHORITY HAD NO RIGHT TO PLAN EXPLOITATION, AND DECIDE HOW MUCH WOULD BE EXPLOITED AND BY WHOM. AFTER OXMAN AND KAZEMI EXPLORED PURPOSES OF PLANNING AND RELATIONSHIP TO ARTICLE 9, INCLUDING PRODUCTION CEILING, BAVAND NOTED THAT HYDROCARBONS MIGHT BE FOUND IN THE AREA, AND ALLUDED TO ARTICLE 14(RESOURCE DEPOSITS WHICH LIE ACROSS LIMITS OF NATIONAL JURISDICTION) TO SUPPORT VIEW THAT THIS POSSIBILITY EXISTS. OXAMN NOTED THAT CANADIAN-IRISH DEFINITION OF CONTINENTAL MARGIN SPECIFICALLY DESIGNED TO PALCE HYDROCARBONS UNDER COASTAL STATE JURISDICTION, AND THAT CHANCES OF FINDING EXPLOITABLE HYDROCARBONS BEYOND THE MARGIN AND ECONOMIC ZONE VERY REMOTE. KAZEMI DID NOT COMMENT ON COUNCIL, AND SAID MANY STATES WOULD HAVE CONSTITUTIONAL DIFFICULTIES WITH PROVISIONAL APPLICATION OF THE TREATY.

5. KAZEMI LISTENED WITHOUT COMMENT TO ARGUMENTS ON NEED TO PRESERVE HIGH SEAS STATUS OF ECONOMIC ZONE; AVOID COASTAL STATE CONSENT FOR NON-RESOURCE SCIENTIFIC RESEARCH IN THE ZONE, AND ESTABLISH EFFECTIVE DISPUTE SETTLEMENT SYSTEM. HE SEEMED INTERESTED IN ARGUMENT THAT EXCLUDING ECONOMIC ZONE FROM HIGH SEAS MAY SET STAGE FOR 200-MILE TERRITORIAL SEA CLAIMS.

RIVES